Attorney Reference Number 4239-61541-01



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of: Pastan et al.

**Application No.** 09/763;393

**Filed:** July 30, 2001

Confirmation No. 5265

For: PAGE-4, AN X-LINKED GAGE-LIKE

GENE EXPRESSED IN NORMAL AND NEOPLASTIC PROSTATE, TESTIS AND

UTERUS, AND USES THEREFOR

**Examiner:** Minh-Tam Davis

Art Unit: 1642

Attorney Reference No. 4239-61541-01

MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

#### **CERTIFICATE OF MAILING**

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent for Applicant(s)\_\_\_

Date Mailed August 2, 2005

### TRANSMITTAL LETTER

Enclosed is an listing of claims for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED							
For	No. after amendment	No. paid for previously		Present Extra	Rate	Fee	
Total Claims	25	- 51*	=	0	\$50.00	\$	0.00
Indep. Claims	8	- 18**	=	0	\$200.00	\$	0.00
Mult. Dep. Claims Fee (if not previously paid)					\$360.00		·
One-month Extension of Time					\$120.00		
Two-month Extension of Time					\$450.00	·	
Three-month Extension of Time \$1,020					\$1,020.00		
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						9	\$0.00

<sup>\*</sup> greater of twenty or number for which fee has been paid.

 $\boxtimes$ 

No additional fee is required.

<sup>\*\*</sup> greater of three or number for which fee has been paid.

- Please charge any fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- If the Patent and Trademark Office determines that this amendment results in an additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By

Susan Alpert Siegel, Ph.D. Registration No. 43,121

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cc: Docketing

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August 2, 2005

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### RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This responds to the Notice of Non-Compliant Amendment dated July 12, 2005. The Notice states that a complete listing of <u>all</u> of the claims was not present in the amendment filed April 22, 2005 because claim 52 was missing. Applicants submit that claim 52 was present in the amendment; a copy of the amendment as previously filed is enclosed herewith. However, in order to respond fully to the Notice of Non-Compliant Amendment, an additional complete listing of all of the claims is submitted.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.

Remarks begin on page 8.